

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

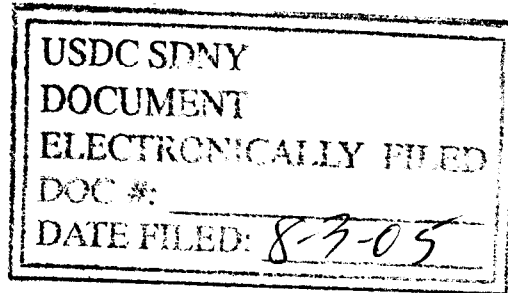
DONALD M. GOLDEN,

Plaintiff,

-against-

MORGAN STANLEY DW INC.,

Defendant.



04 CV 8677 (VM) (HBP)

STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED by the parties hereto, through their undersigned counsel, that the above action be, and it hereby is, dismissed with prejudice and on the merits, and without costs or attorneys' fees to any party as against the other.

STIPULATED AND AGREED:

MORGAN, LEWIS & BOCKIUS LLP

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Counsel for Plaintiff Donald M. Golden

SO ORDERED: 3 August 2005

Victor Marrero
Victor Marrero U.S.D.J.